

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JOSHUA ADAM SCHULTE,

Plaintiff,

-against-

ATTORNEY GENERAL OF THE UNITED  
STATES, et al.,

Defendants.

19-CV-3346 (PAC)

ORDER DENYING IFP APPLICATION

PAUL A. CROTTY, United States District Judge:

By order dated August 14, 2019, the Court directed the Clerk of Court to administratively close this action, with leave to reopen following resolution of the underlying criminal proceedings against Plaintiff. On September 6, 2019, Plaintiff filed a notice of appeal of the order of dismissal, and he seeks leave to proceed *in forma pauperis* (IFP) on appeal. (ECF Nos. 12-14.)

The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from the order of dismissal without prejudice (ECF No. 11) would not be taken in good faith, and therefore *in forma pauperis* status is denied for the purpose of an appeal. *Cf. Coppedge v. United States*, 369 U.S. 438, 444-45 (1962) (holding that an appellant demonstrates good faith when he seeks review of a nonfrivolous issue).

SO ORDERED.

Dated: *January 23, 2020*  
New York, New York



PAUL A. CROTTY  
United States District Judge

USDC SDNY
DOCUMENT
ELCTRONICALLY FILED
DOC #
DATE FILED: <i>1-23-20</i>